Hovsepian v. Apple, Inc.

Doc. 209

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

| | I, Alan P. Block, hereby declare as follows: | | | |
|--|--|---|--|--|
| | 1. | I am a member of the law firm of Hennigan, Bennett & Dorman LLP, counsel of | | |
| record | for plai | ntiff Acacia Media Technologies Corporation in this case. I have personal knowledge | | |
| of the facts stated herein and, if called as a witness, I could and would testify competently thereto. | | | | |
| | 2. | A true and correct copy of the Television Engineering Handbook, (1992) at 9.9 and | | |
| | | | | |

3. A true and correct copy of Claim 1 from the original application for United States Patent No. 5,132,992 is attached hereto as Exhibit 13.

Figure 9-2 (1982) is attached hereto as Exhibit 12.

- 4. A true and correct copy of Amendment dated September 30, 1991 is attached hereto as Exhibit 14.
- 5. A true and correct copy of the of IEEE Standard Dictionary of Electrical and Electronics Terms, Sixth Ed. (1996) re: the definition for "store" is attached hereto as Exhibit 15.
- 6. A true and correct copy of Fish and Richardson (Round 1 Defendants') Opposition Claim Construction Brief, January 22, 2004, p.13 is attached hereto as Exhibit 16
- 7. A true and correct copy of Fish and Richardson (Round 1 Defendants') Claim Construction Brief re: '992 patent terms, January 8, 2004 pp.38-39
- 8. I declare under penalty of perjury under the laws of the United States that the following is true and correct.

Executed this 25th day of August, 2006, at Los Angeles, California.

/s/ Alan Block Alan P. Block

CASE NO. 05-CV-01114 JW

SUPPLEMENTAL DECLARATION OF ALAN P. BLOCK IN SUPPORT OF ACACIA'S COMBINED REPLY IN SUPPORT OF ITS LEGAL MEMORANDUM RE THE DEFINITIONS OF CLAIM TERMS FROM THE '863 AND '720 PATENTS AND TERMS FROM THE '992 PATEN'

SERVICE LIST

| SERVICE LIST | |
|--|--|
| Juanita R. Brooks Todd G. Miller Fish & Richardson 12390 El Camino Real San Diego, California 92130-2081 Counsel for: ACMP LLC; Ademia Multimedia LLC; Adult Entertainment Broadcast Network; Adult Revenue Services; Audio Communications; CJ Inc.; Club Jenna Inc.; Cyber Trend Inc.; Cybernet Ventures Inc.; Game Link Inc.; Global AVS Inc.; Innovative Ideas International; Lightspeedcash; National A-1 Advertising Inc.; New Destiny Internet Group LLC; VS Media Inc. | Jonathan E. Singer William R. Woodford Fish & Richardson 60 South Sixth Street, Suite 3300 Minneapolis, Minnesota 55402 Counsel for: ACMP LLC; Ademia Multimedia LLC; Adult Entertainment Broadcast Network; Adult Revenue Services; Audio Communications; CJ Inc.; Club Jenna Inc.; Cyber Trend Inc.; Cybernet Ventures Inc.; Game Link Inc.; Global AVS Inc.; Innovative Ideas International; Lightspeedcash; National A-1 Advertising Inc.; New Destiny Internet Group LLC; VS Media Inc. |
| Victor De Gyarfas William J. Robinson Foley & Lardner 2029 Century Park E, 35th Floor Los Angeles, California 90067 Counsel for: International Web Innovations, Inc. | Gary A. Hecker James Michael Slominski Hecker Law Group 1925 Century Park East, Suite 2300 Los Angeles, California 90067 Counsel for: Offendale Commercial Limited BV |
| Mark D. Schneider Gifford, Krass, Groh, Sprinkle, Anderson and Citkowski 280 N. Old Woodward Avenue, Suite 400 Birmingham, Michigan 48009-5394 Counsel for: Askcs.com Inc. | Alfredo A. Bismonte Daniel H. Fingerman Bobby T. Shih Mount & Stoelker, P.C. River Park Tower, 17th Floor 333 W. San Carlos St. San Jose, CA 95110 Counsel for: Askcs.com Inc. |
| Adam Robert Alper David Allen York Latham & Watkins 135 Commonwealth Drive Menlo Park, California 94025 Counsel for: AP Net Marketing Inc.; ICS Inc. | Rachel Krevans Jason A. Crotty Paul A. Friedman Morrison & Foerster LLP 425 Market Street San Francisco, California 94105-2482 Counsel for: Satellite LLC; Echostar Technologies Corporation; Echostar Communications Corporation |
| David C. Doyle Morrison & Foerster LLP 3811 Valley Centre Dr., Suite 500 San Diego, California 92130 | |

| Counsel for: | |
|--|---|
| Echostar Technologies Corporation | |
| Annemarie A. Daley | Richard R. Patch |
| Stephen P. Safranski | J. Timothy Nardell |
| Robins Kaplan Miller & Ciresi LLP | Coblentz, Patch, Duffy & Bass LLP |
| 2800 LaSalle Plaza | One Ferry Building, Suite 200 |
| 800 LaSalle Avenue | San Francisco, California 94111-4213 |
| Minneapolis, Minnesota 55402 | Counsel for: |
| Counsel for: | Coxcom, Inc.; Hospitality Network, Inc. |
| Coxcom, Inc.; Hospitality Network, Inc. | Coxcom, Inc., Hospitally Network, Inc. |
| Coxcom, Inc., Hospitally Welwork, Inc. | |
| Jeffrey H. Dean | William R. Overend |
| Kevin D. Hogg | Morgan D. Tovey |
| Bradford P. Lyerla | Reed Smith Crosby Heafey |
| Carl E. Myers | Two Embarcadero Center, Suite 2000 |
| Marshall Gerstein & Borun LLP | San Francisco, California 94111 |
| 6300 Sears Tower | Counsel for: |
| 233 South Wacker Drive | Charter Communications, Inc. |
| Chicago, Illinois 60606 | Charles Communications, Inc. |
| Counsel for: | |
| Armstrong Group; Arvig Communication | |
| Systems; Charter Communications, Inc.; East | |
| | |
| Cleveland TV and Communications LLC; | |
| Massillon Cable TV, Inc.; Wide Open West LLC | |
| Daralyn J. Durie | Victor G. Savikas |
| Joshua H. Lerner | Kevin G. McBride |
| David J. Silbert | Maria K. Nelson |
| Keker & Van Nest LLP | Marsha E. Mullin |
| 710 Sansome Street | Jones Day |
| San Francisco, California 94111 | 555 South Flower Street, 50th Floor |
| Counsel for: | Los Angeles, California 90071 |
| Comcast Cable Communications, LLC; Insight | Counsel for: |
| Communications, Inc. | DirecTV Group, Inc. |
| Communications, Inc. | Direct v Group, Inc. |
| Stephen E. Taylor | Mitchell D. Lukin |
| Jan J. Klohonatz | Baker Botts L.L.P. |
| Taylor & Co. Law Offices, Inc. | One Shell Plaza |
| One Ferry Building, Suite 355 | 910 Louisiana |
| San Francisco, California 94111 | Houston, Texas 77022 |
| Counsel for: | Counsel for: |
| Mediacom Communications Corporation | Mediacom Communications Corporation; |
| | Bresnan Communications |
| L CC D C III | D. L. D. L. L. L. |
| Jeffrey D. Sullivan | Rebecca Anne Bortolotti |
| Michael J. McNamara | John Christopher Reich |
| Baker Botts L.L.P. | Albert L. Underhill |
| 30 Rockefeller Plaza | Merchant & Gould |
| New York, New York 10112 | 80 S. 8th Street, Suite 3200 |
| Counsel for: | Minneapolis, Minnesota 55402 |
| Mediacom Communications Corporation; | Counsel for: |
| Bresnan Communications | Arvig Communications Systems; Cannon |
| | Valley Communications, Inc.; Loretel |

| | Cablevision; Mid-Continent Media, Inc.; Savage Communications, Inc.; Sjoberg's Cablevision, Inc.; US Cable Holdings LP |
|--|---|
| Sean David Garrison Robert Francis Copple Lewis & Roca LLP 40 N. Central Avenue Phoenix, Arizona 85004-4429 Counsel for: Cable America Corp. | C. Mark Kittredge Perkins Coie Brown & Bain PA P.O. Box 400 Phoenix, Arizona 85001-0400 Counsel for: Cable One Inc. |
| Troy Blinn Forderman George Chun Chen Bryan Cave LLP 2 N. Central Avenue, Suite 2200 Phoenix, Arizona 85004-4406 Counsel for: Cable System Service Inc. | Gregory T. Spalj Fabyanske Westra & Hart PA 800 LaSalle Avenue, Suite 1900 Minneapolis, Minnesota 55402 Counsel for: Cable System Service, Inc. |
| Patrick J. Whalen Spencer Fan Britt & Brown LLP 1000 Walnut Street, Suite 1400 Kansas City, Missouri 64106 Counsel for: NPG Cable Inc. | Fritz Byers 824 Spitzer Bulding 520 Madison Avenue Toledo, Ohio 43604 Counsel for: Block Communications, Inc. |
| Clay K. Keller Buckingham, Doolittle & Burroughs 50 South Main Street Akron, Ohio 44308 Counsel for: Nelsonville TV Cable, Inc. | Melissa G. Ferrario Barry S. Goldsmith Gary H. Nunes Womble Carlyle Sandridge & Rice 8065 Leesburg Pike, Fourth Floor Tysons Corner, VA 22182 Counsel for: Nelsonville TV Cable, Inc. |
| Christopher B. Fagan Fay Sharpe Fagan Minnich & McKee 1100 Superior Avenue, Seventh Floor Cleveland, Ohio 44114-2518 Counsel for: Armstrong Group; East Cleveland TV and Communications LLC; Massillon Cable TV, Inc.; Wide Open West, LLC | Stephen S. Korniczky James V. Fazio Paul Hastings Janofsky & Walker LLP 3579 Valley Centre Drive San Diego, CA 92130 Counsel for: Cebridge Connections |
| Benjamin Hershkowitz Goodwin Proctor LLP 599 Lexington Avenue New York, NY 10022 Counsel for: CSC Holdings, Inc. | David S. Benyacar Daniel Reisner Kaye Scholar LLP 425 Park Avenue New York, NY 10022 Counsel for: Time Warner Cable, Inc. |